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9 *Attorneys for Defendants,*
10 HOLMAN FLEET LEASING, LLC,
11 ARI FLEET LT,
 UNION PACIFIC RAILROAD COMPANY,
 and JASON M. HICKMAN

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

THERESA COHEE, individually
Plaintiff

vs.

HOLMAN FLEET LEASING, LLC, a Foreign Limited-Liability Company; ARI FLEET LT, a business trust, a Foreign Business Trust; UNION PACIFIC RAILROAD COMPANY, a Foreign Corporation; JASON M. HICKMAN, individually; DOES I through X; and ROE CORPORATIONS I through X, inclusive

Defendants.

| Case No.: 2:23-cv-01747-JCM-BNW

**STIPULATION AND (PROPOSED) ORDER
TO AMEND SCHEDULING ORDER**

(FIRST REQUEST)

Pursuant to LR IA 6-1, the parties, by and through their respective counsel of record, hereby stipulate to request that this Court enter an order extending the deadlines in the current Scheduling Order (Doc. 11).

1 The parties bring this stipulation and request for an order extending pretrial
2 deadlines to allow the parties to complete additional discovery necessary for expert
3 disclosures and trial preparation. This is the parties' first request for an extension of
4 deadlines. There is no trial date set in this matter.

5 Good cause exists to extend the pretrial deadlines. The parties have worked
6 diligently to complete discovery. Defendant served its initial disclosures on November
7 30, 2023. Plaintiff served her initial disclosures on November 14, 2023 and has served
8 three supplemental disclosures. The parties have exchanged one set of written discovery
9 requests. Defendants have responded to the discovery and Defendant presently awaits
10 Plaintiff's response to Defendant's first set of written discovery.

11 Defendant has granted repeated extensions of the deadline for Plaintiff to submit
12 responses to Defendant's discovery requests because Plaintiff has recently undergone
13 open-heart surgery and suffered complications thereafter. Defendant also understands
14 that Plaintiff continues to recover and plans to undergo further procedures at the end of
15 April. Defendant has agreed to reschedule Plaintiff's deposition, which the parties had
16 originally planned for April 23, 2024, due to Plaintiff's health issues preventing her from
17 being deposed at this time.

18 Currently, Plaintiff's discovery responses are due, pursuant to an extension, on
19 May 10, 2024 and the parties hope Plaintiff is able to proceed with being deposed in
20 early June 2024. Defendants also intend to proceed with a defense medical examination
21 but cannot proceed until Plaintiff's health improves. Plaintiff would like to take the
22 deposition of Defendant Jason Hickman and his deposition will be set to follow
23 Plaintiff's deposition. Once Plaintiff's deposition is completed, Defendants will need to
24 depose her treating physicians.

25 Due to these discovery delays caused by Plaintiff's health, the parties are unable
26 to prepare experts, complete expert discovery and meet the other deadlines set by the
27 Court. Accordingly, the parties request extending the remaining deadlines by 60 days,
28 as outlined below:

1. Discovery Deadlines:

- a. Deadline to complete all non-expert discovery is: ~~August 30, 2024~~
October 29, 2024.

2. Expert Witness Disclosures:

- a. Deadline to disclose the identity and opinions of percipient experts and retained experts is: ~~July 1, 2024~~ ***August 30, 2024***
 - b. Deadline to disclose rebuttal experts: ~~August 1, 2024~~ ***September 30, 2024***.

3. Dispositive Motions:

- a. The parties shall file dispositive motions by: ~~September 30, 2024~~
November 29, 2024.

4. Joint Pretrial Order:

- a. The deadline for the parties to submit a Joint Pretrial Order is ~~October 30, 2024~~ ***December 30, 2024*** or 30 days after the Order entered deciding dispositive motions.

The parties attest that concurrence in the filing of the foregoing document was obtained from each of the signatories below.

DATED: April 24, 2024

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By: /s/ *Stephanie L. Quinn*

Stephanie L. Quinn

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ARI FLEET LTD, UNION PACIFIC RAIL
COMPANY and JASON M HICKMAN

1 DATED: April 24, 2024
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16 *Attorneys for Plaintiff,*
17 THERESA COHEE
18

19 **IT IS SO ORDERED:**
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21 DATED: 4/26/2024
22

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24 Theresa Cohee
25 UNITED STATES MAGISTRATE JUDGE
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